



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Washington State Criminal Justice Training Commission (WSCJTC)

Subject of possible rule making: **Repeal** WAC 139-05-205 Administrative Exemption

Statutes authorizing the agency to adopt rules on this subject: RCW 43.101.080

Reasons why rules on this subject may be needed and what they might accomplish:

On January 1, 2002, Peace Officer Certification went into effect. One of the requirements for a person to be certified as a Washington State peace officer or tribal law enforcement officer is to complete the Basic Law Enforcement Academy or the Basic Law Enforcement Equivalency Academy. WAC 139-05-205 allows persons who are the heads of law enforcement agencies with ten (10) or more commissioned law enforcement officers to be exempt from this training. This action waives the training requirement, but does not allow the person exempted to enforce the laws of the state of Washington and does not authorize the exempt person to be a certified peace or tribal law enforcement officer. WAC 139-05-205 is in conflict with the certification requirements and is no longer necessary. WAC 139-03-030 allows an agency to request an exemption, waiver, extension, or variance from the rules set by the WSCJTC and is still available to be used for such purpose.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: N/A

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☐ Other (describe)

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Commissioners, Board Members, and stakeholders were advised of the proposed rule changes via email. Proposed changes were also listed on the agency website.

Doug Blair, Certification Manager
WSCJTC
19010 1st Avenue South
Burien, WA 98148
Email: dblair@cjtc.state.wa.us
Phone: 206/835-7332

Sonja Hirsch, Rules Coordinator
WSCJTC
19010 1st Avenue South
Burien, WA 98148
Email: shirsch@cjtc.state.wa.us
Phone: 206/835-7372

DATE
February 3, 2010

NAME (TYPE OR PRINT)
Sonja Hirsch

SIGNATURE

TITLE
Rules Coordinator

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: February 03, 2010
TIME: 11:23 AM

WSR 10-04-120